

ADMINISTRATIVE RECORD CONSIDERED IN RESPONDING TO PUBLIC
COMMENT ON THE MONTANA DEPARTMENT OF NATURAL
RESOURCES AND CONSERVATION PARTIAL CONSENT DECREE AND
THE SWANK ENTERPRISES PARTIAL CONSENT DECREE

November 22, 2005

Exhibit	Name of Document
A	Final Phase I Remedial Investigation Report for the Reliance Refinery Site prepared by Pioneer Technical Services, Inc. dated December 2000
B	Expert Report on Soil and Ground-Water Contamination and Analysis of Costs prepared by HCI dated October 1999
C	Joint Fact Stipulations between BNSF Railway Company and the KPT Company dated May 3, 1999
D	Joint Statement of Uncontroverted Facts and Second Set of Joint Fact Stipulations between BNSF Railway Company and the KPT Company dated March 3, 2000
E	Kalispell Post and Pole Site Potentially Responsible Party Search Reported prepared for the EPA dated June 16, 1993
F	Deed from KPT Company to Montana Mokko, Inc. dated June 18, 1990
G	Deed from KPT Company to Swank Enterprises dated June 1, 1990
H	Klingler Lumber Company, Inc.'s Responses to Plaintiff's Second Set of Combined Discovery Requests dated May 23, 2005
I	Phase II Remedial Investigation/Feasibility Study Reliance Refinery Facility prepared by Land & Water Consulting, Inc. dated December 2002
J	Sheriff's Deed Under Foreclosure dated December 26, 1933
K	Final Site Inspection Prioritization Yale Oil Corporation Site prepared by Pioneer Technical Services dated June 18, 1993
L	Supplemental Remedial Investigation Report Kalispell Pole and Timber prepared by Remediation Technologies, Inc. dated March 16, 1998
M	Draft Consent Decree (no date)
N	Draft Consent Decree dated March 21, 2005
O	Draft Consent Decree dated May 13, 2005
P	Partial Consent Decree (no date)
Q	Letter to DNRC from Applied Water Consulting dated May 4, 2005 and related emails
R	Letter to Department of State Lands (DSL) from EPA dated June 22, 1988

S	Letter from DSL to EPA dated June 24, 1988
T	Letter from Mark Etchart to Cynthia Brooks dated December 7, 1995
U	DLS Refund Request dated April 19, 1990
V	Reclamation and Redevelopment Grant Application dated May 16, 1996
W	1991-92 Field Notes taken by DEQ staff
X	Minutes of Special Meeting of the Board of Directors of KPT Company dated May 14, 1990
Y	DSL Memo dated May 14, 1988
Z	S&W Sawmill Stipulated Agreement
AA	SB489, codified at Section 75-10-743(1), MCA
BB	Individual Activity Report by Pat Newby dated October 11, 1995
CC	Excavation Completion Report Kalispell Pole and Timber prepared by ThermoRetec Consulting Corporation dated July 28, 2000
DD	File Memo from Moriah Bucy dated March 25, 2005
EE	Abatement Activities Report for Above Ground Tank Bottom and Underground Piping Exxon Former Bulk Plant Volume I of IV dated April 15, 1994
FF	Email from Moriah Bucy to Cindy Brooks dated October 6, 2004
GG	Letter to Dave Smith from Moriah Bucy dated October 18, 2004
HH	Letter to Moriah Bucy from Dr. Greg Swanson dated April 12, 2005
II	Letter to KPT liable persons from Denise Martin dated October 23, 2000
JJ	Letter to Lisa DeWitt from Leilani Carlson dated March 15, 2001
KK	Letter to Dave Smith from Lisa DeWitt dated July 13, 2001
LL	Letter to Lisa DeWitt from Leilani Carlson dated August 27, 2001
MM	Letter to Dave Smith from Lisa DeWitt dated April 1, 2002
NN	Letter to Lisa DeWitt from Leilani Carlson dated May 17, 2002
OO	File notes prepared by Lisa DeWitt regarding unincorporated comments
PP	Invoice/Payment Tracking Sheet for three facilities
QQ	Summary of DEQ costs incurred at three facilities as of December 31, 2004
RR	Photograph of free product on BN property at Reliance Refinery taken by DEQ in May 1988
SS	Meeting Notes from March 14, 2005
TT	Memo to Carol Fox from Jeff Hagener dated January 25, 1994
UU	Agreement, Assignment and Covenant Not to Execute between BNSF and the KPT Company dated May 27, 1999